

Order Granting Extension of Time to File a Second Amended Complaint
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the district court of jurisdiction or toll the time-period for effectuating service, especially in light of the district court's explicit warnings to [plaintiff] that it retained jurisdiction.").

Accordingly, Plaintiff shall file a SECOND AMENDED COMPLAINT within **twenty days** from the date this order is filed to cure the deficiencies described in this Court's order filed on September 19, 2011. The second amended complaint must include the caption and civil case number used in this order (C 11-2526 LHK (PR)) and the words SECOND AMENDED COMPLAINT on the first page. Plaintiff may not incorporate material from the prior complaint by reference. **Failure to file a second amended complaint within twenty days, and in accordance with this order will result in dismissal of this action.**

Plaintiff is advised that an amended complaint supersedes the original complaint. "[A] plaintiff waives all causes of action alleged in the original complaint which are not alleged in the amended complaint." *London v. Coopers & Lybrand*, 644 F.2d 811, 814 (9th Cir. 1981). Defendants not named in an amended complaint are no longer defendants. *See Ferdik v. Bonzelet*, 963 F.2d 1258, 1262 (9th Cir. 1992).

It is the Plaintiff's responsibility to prosecute this case. Plaintiff must keep the Court informed of any change of address by filing a separate paper with the clerk headed "Notice of Change of Address," and must comply with the Court's orders in a timely fashion. Failure to do so may result in the dismissal of this action for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).

IT IS SO ORDERED.

DATED: 11/4/11


LUCY H. KOH
United States District Judge